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| <b>NOTICE OF APPEAL FROM THE EXAMINER TO<br/>THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>  |  | Docket Number (Optional)<br><br>80398P311              |
| I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Appeal Brief-Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.<br>October 24, 2005   |  | In re Application of<br><b>Brant Candelore, et al.</b> |
| Application Number<br><b>09/729,811</b>   |  | Filed<br><b>12/04/2000</b>                             |
| Signature <u>Susan McFarlane</u><br>Typed or printed name <b>Susan McFarlane</b>  |  | For<br><b>METHOD AND SYSTEM TO MAINTAIN RELATIVE</b>   |
| Art Unit<br><b>2611</b>   |  | Examiner<br><b>Jason J. Chung</b>                      |
| <p>Applicant hereby <b>appeals</b> to the Board of Patent Appeals and Interferences from the last decision of the examiner.</p> <p>The fee for this Notice of Appeal is (37 CFR 1.17(b)) _____ <b>\$500.00</b></p> <p><input type="checkbox"/> Applicant claims small entity status under 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: _____</p> <p><input checked="" type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p> <p><input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of the fee transmittal.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>02-2666</u>. I have enclosed a duplicate copy of the fee transmittal.</p> <p><input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.</p> <p><b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2039.</b></p> <p>I am the</p> <p><input type="checkbox"/> applicant/inventor.</p> <p><input type="checkbox"/> assignee of record of the entire interest.<br/>See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)</p> <p><input checked="" type="checkbox"/> attorney or agent of record.</p> <p><input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a).<br/>Registration number if acting under 37 CFR 1.34(a) _____</p> <p>NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.</p> <p><input type="checkbox"/> *Total of _____ forms are submitted.</p> |  |  |

Based on PTO/SB/31 (08-03) as modified by Blakely, Solokoff, Taylor & Zafman (wtr) 09/11/2003.  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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# FEE TRANSMITTAL for FY 2005

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$) 500.00

## Complete if Known

Application Number 09/729,811  
Filing Date December 4, 2000  
First Named Inventor Brant Candelore  
Examiner Name Jason J. Chung  
Art Unit 2611  
Attorney Docket No. 80398P311

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ None ☐ Other (please identify):  
☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any additional fee(s) or underpayment of fee(s) ☒ Credit any overpayments  
under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.

## FEE CALCULATION

### 1. EXTRA CLAIM FEES

|                    | Total Claims | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|--------------|----------------|----------|
| Total Claims       | 37           | 37*          | 0              | \$0.00   |
| Independent Claims | 4            | 4*           | 0              | \$0.00   |
| Multiple Dependent |              |              |                |          |

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description   |
|----------|----------|----------|----------|---|
| 1202     | 50       | 2202     | 25       | Claims in excess of 20                                    |
| 1201     | 200      | 2201     | 100      | Independent claims in excess of 3                         |
| 1203     | 360      | 2203     | 180      | Multiple Dependent claim, if not paid                     |
| 1204     | 300      | 2204     | 150      | **Reissue independent claims over original patent         |
| 1205     | 300      | 2205     | 150      | **Reissue claims in excess of 20 and over original patent |

SUBTOTAL (1) (\$) 0.00

\*\*or number previously paid, if greater, For Reissues, see below

### 2. ADDITIONAL FEES

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description  | Fee Paid |
|----------|----------|----------|----------|--|----------|
| 1051     | 130      | 2051     | 65       | Surcharge - late filing fee or oath                              |          |
| 1052     | 50       | 2052     | 25       | Surcharge - late provisional filing fee or cover sheet.          |          |
| 2053     | 130      | 2053     | 130      | Non-English specification  |          |
| 1251     | 120      | 2251     | 60       | Extension for reply within first month                           |          |
| 1252     | 450      | 2252     | 225      | Extension for reply within second month                          |          |
| 1253     | 1,020    | 2253     | 510      | Extension for reply within third month                           |          |
| 1254     | 1,590    | 2254     | 795      | Extension for reply within fourth month                          |          |
| 1255     | 2,160    | 2255     | 1,080    | Extension for reply within fifth month                           |          |
| 1401     | 500      | 2401     | 250      | Notice of Appeal   | 500.00   |
| 1402     | 500      | 2402     | 250      | Filing a brief in support of an appeal                           |          |
| 1403     | 1,000    | 2403     | 500      | Request for oral hearing   |          |
| 1451     | 1,510    | 2451     | 1,510    | Petition to institute a public use proceeding                    |          |
| 1460     | 130      | 2460     | 130      | Petitions to the Commissioner                                    |          |
| 1807     | 50       | 1807     | 50       | Processing fee under 37 CFR 1.17(q)                              |          |
| 1806     | 180      | 1806     | 180      | Submission of Information Disclosure Stmt                        |          |
| 1809     | 790      | 1809     | 395      | Filing a submission after final rejection (37 CFR § 1.129(a))    |          |
| 1810     | 790      | 2810     | 395      | For each additional invention to be examined (37 CFR § 1.129(b)) |          |

Other fee (specify)

SUBTOTAL (2)

(\$) 500.00

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type) William W. Schaal Registration No. 39,018 Telephone (714) 557-3800  
Signature [Signature] Date 10/24/05